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Commonwealth of Virginia

RESPONSE TO PETITION FOR RULEMAKING

Check one: ☐ Initial Agency Notice ☒ Agency Decision

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Agency Name: Board of Nursing, Department of Health Professions

Chapters affected:

VAC No. (e.g., 4 VAC 20-490):	Chapter Name (e.g., Regulations Pertaining to Sharks):
18 VAC 90-20-35	Regulations Governing the Practice of Nursing

Statutory Authority: Section 54.1-2400 of the Code of Virginia

Name of petitioner: Susan D. Reynolds, Jennifer R. Rewerts, Joanne M. Butler, Darleen E. Matthews, Tabitha T. Palmer

Nature of petitioner's request: To amend regulations requiring a nurse to wear identification giving her name and licensure so as to not require the inclusion of the last name on a nametag or badge.

INITIAL AGENCY NOTICE

Agency's plan for disposition of the request: Since section 35 has been amended in proposed regulations adopted pursuant to a periodic review to specify first and last names on the nametag, the Board will consider the 5 petitions during the 60-day comment period. In addition, legislation currently before the General Assembly that restricts the disclosure of licensee addresses on the internet may alleviate some of the petitioners' concerns.

Comments may be submitted until March 31, 2003

AGENCY DECISION

☐ Request Granted

☒ Request Denied

Statement of reasons for decision: The request to amend the regulation has been denied because the Board has not yet received permission to publish the proposed regulation in which section 35 was amended and therefore cannot amend its proposal at this time. Once the proposed regulation is available for public comment, the petitioners' request will be noted and a specific response to their concerns given in the adoption of final regulations. Further, in compliance with legislative action by the 2003 General Assembly, the Board no longer posts street addresses or rural route numbers on the Internet, which should mitigate much of the petitioner's concern about privacy.

Agency Contact for Further Information:

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